

1 AKIN GUMP STRAUSS HAUER & FELD LLP AKIN GUMP STRAUSS HAUER & FELD LLP
2 Michael S. Stamer (*pro hac vice*) Ashley Vinson Crawford (SBN 257246)
3 Ira S. Dizengoff (*pro hac vice*) 580 California Street
4 David H. Botter (*pro hac vice*) Suite 1500
5 Abid Qureshi (*pro hac vice*) San Francisco, CA 94104
6 One Bryant Park Telephone: (415) 765-9500
7 New York, New York 10036 Facsimile: (415) 765-9501
8 Telephone: (212) 872-1000 Email: avcrawford@akingump.com
9 Facsimile: (212) 872-1002
10 Email: mstamer@akingump.com
11 idizengoff@akingump.com
12 dbotter@akingump.com
13 aquireshi@akingump.com

14 *Counsel to the Ad Hoc Committee of Senior Unsecured
15 Noteholders of Pacific Gas and Electric Company*

16 **UNITED STATES BANKRUPTCY COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION**

19 **In re:**

20 **PG&E CORPORATION,**

21 **-and-**

22 **PACIFIC GAS AND ELECTRIC
23 COMPANY,**

24 **Debtors.**

- 25 Affects PG&E Corporation
26 Affects Pacific Gas and Electric Company
27 Affects both Debtors

28 *All papers shall be filed in the Lead Case, No.
29 19-30088 (DM).

30 Bankruptcy Case
31 No. 19-30088 (DM)

32 Chapter 11

33 (Lead Case)

34 (Jointly Administered)

35 **JOINDER OF THE AD HOC COMMITTEE
36 OF SENIOR UNSECURED
37 NOTEHOLDERS TO OBJECTION OF THE
38 OFFICIAL COMMITTEE OF UNSECURED
39 CREDITORS TO DEBTORS' WILDFIRE
40 ASSISTANCE MOTION**

41 **Hearing**

42 Date: May 22, 2019
43 Time: 9:30 a.m. (Pacific Time)
44 Place: Courtroom 17
45 450 Golden Gate Ave, 16th Floor
46 San Francisco, CA 94102

47 **Re:** Docket Nos. 1777, 2041

The Ad Hoc Committee of Senior Unsecured Noteholders of Pacific Gas and Electric Company (the “Ad Hoc Committee”) in the above-captioned chapter 11 cases of Pacific Gas and Electric Company (the “Utility”) and PG&E Corporation (“PG&E” and, together with the Utility, the “Debtors”), by its undersigned counsel, Akin Gump Strauss Hauer & Feld LLP, hereby joins (the “Joinder”) the *Corrected Objection of the Official Committee of Unsecured Creditors to Motion of Debtors Pursuant to 11 U.S.C. § 105(a) and 363(b) and Fed. R. Bankr. P. 2002 and 6004(h) for an Order (A) Authorizing Debtors to Establish and Fund Program to Assist Wildfire Claimants with Alternative Living Expenses and Other Urgent Needs (B) Granting Related Relief* [Docket. No. 2041] (the “UCC Objection”).¹ In support of the Joinder, the Ad Hoc Committee respectfully states the following:

JOINDER

1. The Ad Hoc Committee joins the Official Committee of Unsecured Creditors (the “UCC”) in expressing its sympathy for the tragedy that the victims of the wildfires of 2017 and 2018 have had to endure. The Ad Hoc Committee, however, joins in the UCC Objection and agrees with the UCC that the Program is flawed and, therefore, can only be approved if modified in accordance with the UCC Objection to the *Motion Pursuant to 11 U.S.C. §§ 105(a) and 363(b) and Fed. R. Bankr. P. 2002 and 6004(h) for an Order (a) Authorizing Debtors to Establish and Fund Program to Assist Wildfire Claimants with Alternative Living Expenses and Other Urgent Needs and (b) Granting Related Relief* (“Wildfire Assistance Program Motion”) [Docket No. 1777] (the “Motion”). In particular, the Ad Hoc Committee believes that the UCC’s concern that the Court “should remain mindful that it stands atop a slippery slope that very well may lead to additional ‘creeping confirmation’ requests,” UCC Objection ¶ 8, is particularly apt in light of the fact that several requests have already been made to either increase the amount of the Fund or make additional payments to different groups of plaintiffs.

2. Specifically, shortly before the filing of the UCC Objection, the Official Committee of Tort Claimants filed the *Official Committee of Tort Claimants' Limited Joinder, Objection and Counter Motion to Debtors' Wildfire Assistance Program Motion* (Dkt. No. 1777) [Docket No. 2013], requesting that the Fund be increased to at least \$250 million, with the option for the Administrator to seek

¹ Capitalized terms used, but not defined, herein shall have the meanings ascribed to them in the UCC Objection.

1 additional amounts.² In addition, a group of wildfire claimants represented by the Singleton Law Firm
2 (the “SLF Claimants”), filed the *Objection by the Singleton Law Firm Fire Victim Claimants to PG&E’s*
3 *Exclusivity Motion* (Doc. 1795) [Docket No. 2019], requesting that the Court order the Debtors to resume
4 a prepetition mediation system to begin immediately settling claims relating to the 2015 Butte Fire. The
5 SLF Claimants estimate that remaining damages arising from that fire are between \$100 million and
6 \$150 million.

7 3. The Ad Hoc Committee is prepared to sit down with all the major parties in interest prior
8 to the hearing to discuss the implementation of a program to aid wildfire victims, with appropriate
9 safeguards, as the UCC has suggested. Ultimately, as previously stated in the *Statement of the Ad Hoc*
10 *Committee of Senior Unsecured Noteholders to Corrected Motion of Debtors Pursuant to 11 U.S.C. §*
11 *1121(d) to Extend Exclusive Periods* [Docket No. 2008], and echoed by the sentiments expressed by
12 Governor Newsom in the *Limited Objection of Governor Gavin Newsom to Corrected Motion of Debtors*
13 *Pursuant to 11 U.S.C. § 1121 (d) to Extend Exclusive Periods* [Docket No. 2006], the Ad Hoc Committee
14 believes that it is in the best interests of all stakeholders for all of the key parties in interest to turn their
15 full attention to negotiating a confirmable plan of reorganization so that all creditors, including all
16 wildfire victims with claims against the Debtors, can have their claims satisfied as quickly as possible.

17 **RESERVATION OF RIGHTS**

18 4. The Ad Hoc Committee reserves the right to raise further and other objections to the
19 Motion at the hearing as may be necessary or appropriate.

21 [*Remainder of page left intentionally blank*]

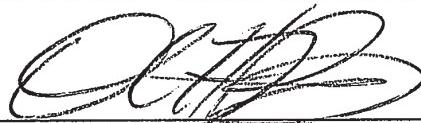
27 2 The Ad Hoc Committee reserves its right to object to the Official Committee of Tort Claimant’s Counter Motion within
28 the time period provided under the *Second Amended Order Implementing Certain Notice and Case Management*
Procedures [Docket No. 1996] and the applicable local rules.

1
2 **WHEREFORE**, for the foregoing reasons, the Ad Hoc Committee respectfully requests that the
3 Court (i) sustain the UCC Objection and only grant the Motion to the extent modified as proposed by
4 the UCC, and (ii) grant such other and further relief as is just, equitable and proper.

5
6 Dated: May 16, 2019

AKIN GUMP STRAUSS HAUER & FELD LLP

7 By:



8 David H. Botter (*pro hac vice*)
9 Michael S. Stamer (*pro hac vice*)
10 Ira S. Dizengoff (*pro hac vice*)
11 Abid Qureshi (*pro hac vice*)
12 Ashley Vinson Crawford (SBN 257246)

13 *Counsel to the Ad Hoc Committee of Senior Unsecured
14 Noteholders of Pacific Gas and Electric Company*